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DOCKET ENTRIES CIVIL ACTION 23268

Civil Action 23268

UNITED STATES OF AMERICA

v.

LEHIGH VALLEY COOPERATIVE FARMERS and SUNCREST FARMS, INC.

DOCKET ENTRIES IN UNITED STATES DISTRICT COURT

1. 9/13/57 Complaint filed. Summons exit. Order of Court fixing September 20, 1957 at 10:30 A.M. for hearing motion for preliminary injunction.

2. 9/20/57 Defendants' Motion for Stay of Proceeding filed.

3. 9/20/57 Motion to Dismiss Rule to Show Cause filed by Defendants. Hearing sur Motion for Preliminary Injunction. Hearing on Motion to Dismiss—Motion denied.

4. 9/20/57 Summons returned "on September 17, 1957 served" and filed.

5. 9/23/57 Transcript of hearing on September 20, 1957 filed.

6. 10/4/57 Temporary Injunction with Findings of Fact and Conclusions of Law filed. Noted and notice mailed 10/7/57.

7. 10/7/57 Appearance of Weston C. Overholt, Jr., Esq., for defendants filed.

8. 10/7/57 Certification of Service of Answer filed.

9. 10/7/57 Answer filed.

10. 10/21/57 Defendants' joint bond in the sum of $5,000, with Fidelity & Deposit Company of Md. as surety approved by the Court and filed.

11. 8/21/59 Plaintiff's motion to amend temporary injunction filed.

12. 11/19/59 Motion of Dairymen's League Cooperative Ass'n, Inc., Metropolitan Cooperative Milk Producers Bargaining Agency, Inc. and Mutual Federation of Independent Cooperatives, Inc. to intervene as defendants filed.

DOCKET ENTRIES CIVIL ACTION 23268

13. 11/30/59 Defendants' opposition to motion of Dairymen's League Cooperative Ass'n, Inc. et al. to intervene as defendants filed

14. 12/4/59 Affidavit of Edward F. Nuelo, Assistant Market Administrator, dated 9/12/57, filed. (This affidavit supports temporary injunction dated 10/4/57.)

15. 12/14/59 Supplement to Motion of Dairymen's League et al. to intervene as defendants filed.

16. 12/14/59 Defendants' opposition to Plaintiff's motion to amend temporary injunction etc. filed.

17. 2/8/60 Order of Court denying motion and supplemental motion of Dairymen's League et al. to intervene as defendants filed.

2/16/60 Argument sur Plaintiff's motion to amend temporary injunction.

18. 3/8/60 Transcript of hearing of 2/16/60 filed.

19. 4/25/60 Copy of Brief of Lehigh and Suncrest contra motion to intervene filed.

20. 4/25/60 Brief of U.S.A. filed.

21. 4/25/60 Opinion of Clary, J., filed.

5/23/60 Hearing on form of Judgment to be entered.

22. 6/1/60 Final Judgment denying and refusing plaintiff's motion for modification of preliminary injunction and mandatory injunction and dismissing complaint, vacating preliminary injunction and directing payment to defendants of amounts heretofore paid by them into Registry of the Court filed.

23. 6/16/60 Notice of appeal by U.S. filed.

24. 6/16/60 Copy of Clerk's notice to U.S. Court of Appeals filed.

6/17/60 Foregoing papers filed with U.S. Court of Appeals.

DOCKET ENTRIES CIVIL ACTION 26048

Civil Action 26048

LEHIGH VALLEY COOPERATIVE FARMERS,

v.

EZRA TAFT BENSON

DOCKET ENTRIES IN UNITED STATES DISTRICT COURT

1. 3/9/59 Complaint filed. Summons exit.

2. 3/17/59 Summons returned "on 3/10/59 served United States Attorney and Attorney General and on 3/11/59 served Defendant" filed.

3. 5/12/59 Stipulation and Order extending time for filing answer, filed.

4. 5/13/59 Appearance of Harold K. Wood, Esq. and Richard Reifsnyder, Esq. for defendant filed.

5. 5/13/59 Answer filed.

6. 8/25/59 Plaintiff's motion for summary judgment and consolidation of actions filed.

7. 8/25/59 Plaintiff's request to list motions on earliest possible argument list filed.

8. 8/31/59 Cross-motion for summary judgment filed.

9. 8/31/59 Defendants' opposition to consolidation of actions filed.

10 to 35. 9/23/59 Certified record (26 vols.) received from Department of Agriculture and filed.

36. 11/19/59 Motion of Dairymen's League et al. to intervene as defendants filed.

37. 11/30/59 Plaintiff's opposition to motion of Dairymen's League et al. to intervene as defendants filed.

38. 12/14/59 Brief on behalf of plaintiffs Daniels and Swope, filed.

39. 12/14/59 Supplement to motion of Dairymen's League et al. to intervene as defendants filed.

40. 2/8/60 Order of Court granting motion of Dairymen's League et al. for leave to intervene as amici curiae filed.

2/16/60 Argument sur Plaintiff's motion for summary judgment and consolidation and sur Defendant's cross-motion for summary judgment.